

5-25-01

3739

## Express Mail Mailing Label No. EL653444206US

**TRANSMITTAL  
FORM**



Application Serial Number	08/922,263
Filing Date	September 2, 1997
First Named Inventor	Crowley
Group Art Unit	3739
Examiner Name	D. Shay
Attorney Docket No.	BSC-011
BATCH NO. (after allowance)	Not applicable
Patent No.	Not applicable
Issue Date	Not applicable

**ENCLOSURES (check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <ul style="list-style-type: none"> <li><input type="checkbox"/> Check Attached</li> <li><input type="checkbox"/> Copy of Fee Transmittal Form</li> </ul>	<input type="checkbox"/> Copy of Notice to File Missing Parts of Application (PTO-1553) <ul style="list-style-type: none"> <li><input type="checkbox"/> Formal Drawing(s)</li> </ul>	<input type="checkbox"/> Notice of Appeal to Board of Patent Appeals and Interferences <ul style="list-style-type: none"> <li><input type="checkbox"/> Appeal Brief (in triplicate)</li> </ul>
<input checked="" type="checkbox"/> Amendment <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Resubmitted Third Preliminary Amendment (33 pgs)               <ul style="list-style-type: none"> <li><input type="checkbox"/> After Final</li> <li><input type="checkbox"/> Affidavits/declaration(s)</li> <li><input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets ____]</li> </ul> </li> </ul>	<input type="checkbox"/> Request For Continued Examination (RCE) Transmittal <ul style="list-style-type: none"> <li><input type="checkbox"/> Associate Power of Attorney</li> <li><input type="checkbox"/> Terminal Disclaimer</li> <li><input type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application</li> <li><input type="checkbox"/> Small Entity Statement</li> <li><input type="checkbox"/> CD(s) for large table or computer program</li> <li><input type="checkbox"/> Amendment After Allowance</li> <li><input type="checkbox"/> Request for Certificate of Correction               <ul style="list-style-type: none"> <li><input type="checkbox"/> Certificate of Correction (in duplicate)</li> </ul> </li> </ul>	<input type="checkbox"/> Status Inquiry <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Return Receipt Postcard</li> <li><input type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8</li> <li><input type="checkbox"/> Certificate of Facsimile Transmission under 37 C.F.R. 1.8</li> <li><input type="checkbox"/> Additional Enclosure(s) (please identify below)</li> </ul>
<input type="checkbox"/> Petition for Extension of Time		
<input type="checkbox"/> Information Disclosure Statement <ul style="list-style-type: none"> <li><input type="checkbox"/> Form PTO-1449</li> <li><input type="checkbox"/> Copies of IDS Citations</li> </ul>		
<input type="checkbox"/> Certified Copy of Priority Document(s)		
<input type="checkbox"/> Sequence Listing submission <ul style="list-style-type: none"> <li><input type="checkbox"/> Paper Copy/CD</li> <li><input type="checkbox"/> Computer Readable Copy</li> <li><input type="checkbox"/> Statement verifying identity of above</li> </ul>		

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Respectfully submitted,

  
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82/6



PATENT  
BSC-011

Particulars of prior application:

Serial No.: 08/922,263

Filing Date: September 2, 1997

Examiner: D. Shay of Art Unite 3737

Status: Pending

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT:	Crowley		
SERIAL NO.:	08/922,263	GROUP NO.:	3739
FILING DATE:	September 2, 1997	EXAMINER:	D. Shay
TITLE:	INTERVENTIONAL PHOTONIC ENERGY EMITTER SYSTEM		

Assistant Commissioner for Patents  
Washington, D.C. 20231

**RESUBMITTED THIRD PRELIMINARY AMENDMENT**

Sir:

A Third Preliminary Amendment was submitted on May 3, 2001. On May 10, 2001, a Notice of Non-Compliant Amendment was mailed from the Patent and Trademark Office regarding the submitted Third Preliminary Amendment. Applicant hereby resubmits the Third Preliminary Amendment pursuant to 37 C.F.R. §§ 1.121 (b) and (c) to amend the specification and claims. Appropriate forms and fees for extra claims were included with the Third Preliminary Amendment submitted on May 3, 2001.

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**AMENDMENTS**

**In The Specification:**

On page 11, please delete the paragraph that begins on line 21 and ends on page 12, line 2, and substitute the following paragraph: